HOUSE FILE _____

BY (PROPOSED COMMITTEE

ON REBUILD IOWA AND

DISASTER RECOVERY BILL

BY CHAIRPERSON SCHUELLER)

A BILL FOR

- 1 An Act establishing smart planning principles, establishing
- 2 guidelines for the adoption of certain comprehensive plans
- 3 and land development regulations, and providing for the
- 4 establishment of a smart planning task force.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 1 Section 1. <u>NEW SECTION</u>. **18B.1 Iowa smart planning** 2 principles.
- 3 State agencies, local governments, and other public entities
- 4 shall consider and may apply the following principles during
- 5 deliberation of all appropriate planning, zoning, development,
- 6 and resource management decisions:
- 7 l. Collaboration. Governmental, community, and individual
- 8 stakeholders, including those outside the jurisdiction of the
- 9 entity, are encouraged to be involved and provide comment
- 10 during deliberation of planning, zoning, development, and
- 11 resource management decisions and during implementation of such
- 12 decisions. The state agency, local government, or other public
- 13 entity is encouraged to develop and implement a strategy to
- 14 facilitate such participation.
- 15 2. Efficiency, transparency, and consistency. Planning,
- 16 zoning, development, and resource management should be
- 17 undertaken to provide efficient, transparent, and consistent
- 18 outcomes. Individuals, communities, regions, and governmental
- 19 entities should share in the responsibility to promote the
- 20 equitable distribution of development benefits and costs.
- 3. Clean, renewable, and efficient energy. Planning, zoning,
- 22 development, and resource management should be undertaken to
- 23 promote clean and renewable energy use and increased energy
- 24 efficiency.
- 25 4. Occupational diversity. Planning, zoning, development,
- 26 and resource management should promote increased diversity
- 27 of employment and business opportunities, promote access to
- 28 education and training, expand entrepreneurial opportunities,
- 29 and promote the establishment of businesses in locations near
- 30 existing housing, infrastructure, and transportation.
- 31 5. Revitalization. Planning, zoning, development, and
- 32 resource management should facilitate the revitalization
- 33 of established town centers and neighborhoods by promoting
- 34 development that conserves land, protects historic resources,
- 35 promotes pedestrian accessibility, and integrates different

- 1 uses of property. Remediation and reuse of existing
- 2 sites, structures, and infrastructure is preferred over new
- 3 construction in undeveloped areas.
- 4 6. Housing diversity. Planning, zoning, development, and
- 5 resource management should encourage diversity in the types
- 6 of available housing, support the rehabilitation of existing
- 7 housing, and promote the location of housing near public
- 8 transportation.
- 9 7. Community character. Planning, zoning, development, and
- 10 resource management should promote activities and development
- 11 that are consistent with the character and architectural style
- 12 of the community and should respond to local values regarding
- 13 the physical character of the community.
- 14 8. Natural resources and agricultural protection.
- 15 Planning, zoning, development, and resource management
- 16 should emphasize protection, preservation, and restoration of
- 17 environmentally sensitive land, natural resources, agricultural
- 18 land, and cultural and historic landscapes, and should increase
- 19 the availability of open spaces and recreational facilities.
- 9. Sustainable design. Planning, zoning, development, and
- 21 resource management should promote developments, buildings, and
- 22 infrastructure that utilize sustainable design and construction
- 23 standards and conserve natural resources by reducing waste and
- 24 pollution through efficient use of land, energy, water, and
- 25 materials.
- 26 10. Transportation diversity. Planning, zoning,
- 27 development, and resource management should promote expanded
- 28 transportation options for residents of the community.
- 29 Consideration should be given to transportation options that
- 30 maximize mobility, reduce congestion, conserve fuel, and
- 31 improve air quality. Priority shall be given to rail service,
- 32 bus service, shared-vehicle services, bicycling, and walking.
- 33 Sec. 2. NEW SECTION. 18B.2 Local comprehensive planning and
- 34 development guidelines.
- 35 1. For the purposes of this chapter, unless the context

1 otherwise requires:

- 2 a. "Development" means any of the following:
- 3 (1) Construction, reconstruction, renovation, mining,
- 4 extraction, dredging, filling, excavation, or drilling activity
- 5 or operation.
- 6 (2) Man-made changes in the use or appearance of any
- 7 structure or in the land itself.
- 8 (3) The division or subdivision of land.
- 9 (4) Any change in the intensity of use or the use of land.
- 10 (5) Any activity that alters a river, stream, lake, pond,
- 11 marsh, dune area, woodland, wetland, endangered species
- 12 habitat, aquifer, or other resource area.
- 13 b. "Land development regulations" means zoning, subdivision,
- 14 site plan, corridor map, floodplain or storm water ordinances,
- 15 rules, or regulations, or other governmental controls that
- 16 affect the use of property.
- 17 c. "Municipality" means a city or a county.
- 18 2. A municipality shall consider the smart planning
- 19 principles under section 18B.1 and may include the following
- 20 information, if applicable, when developing or amending
- 21 a comprehensive plan under chapter 335 or chapter 414 or
- 22 when developing or amending other local land development
- 23 regulations:
- 24 a. Information relating to public participation during
- 25 the creation of the comprehensive plan or land development
- 26 regulations, including documentation of the public
- 27 participation process, a compilation of objectives, policies,
- 28 and goals identified in the public comment received, and
- 29 identification of the groups or individuals comprising any work
- 30 groups or committees that were created to assist the planning
- 31 and zoning commission or other appropriate decision-making body
- 32 of the municipality.
- 33 b. Information relating to the primary characteristics
- 34 of the municipality and a description of how each of those
- 35 characteristics impacts future development of the municipality.

1 Such information may include historical information about

- 2 the municipality, the municipality's geography, natural
- 3 resources, natural hazards, population, demographics, types of
- 4 employers and industry, labor force, political and community
- 5 institutions, housing, transportation, educational resources,
- 6 and cultural and recreational resources. The comprehensive
- 7 plan or land development regulations may also identify
- 8 characteristics and community aesthetics that are important to
- 9 future development of the municipality.
- 10 c. Objectives, information, and programs that identify
- 11 current land uses within the municipality and that guide the
- 12 future development and redevelopment of property, consistent
- 13 with the municipality's characteristics identified under
- 14 paragraph "b". The comprehensive plan or land development
- 15 regulations may include information on the amount, type,
- 16 intensity, and density of existing land use, trends in
- 17 the market price of land used for specific purposes, and
- 18 plans for future land use throughout the municipality. The
- 19 comprehensive plan or land development regulations may identify
- 20 and include information on property that has the possibility
- 21 for redevelopment, a map of existing and potential land use
- 22 and land use conflicts, information and maps relating to
- 23 the current and future provision of utilities within the
- 24 municipality, information and maps that identify the current
- 25 and future boundaries for areas reserved for soil conservation,
- 26 water supply conservation, flood control, and surface water
- 27 drainage and removal. Information provided under this
- 28 paragraph may also include an analysis of the current and
- 29 potential impacts on local watersheds.
- 30 d. Objectives, policies, and programs to further the
- 31 vitality and character of established residential neighborhoods
- 32 and new residential neighborhoods and plans to ensure an
- 33 adequate housing supply that meets both the existing and
- 34 forecasted housing demand. The comprehensive plan or land
- 35 development regulations may include an inventory and analysis

1 of the local housing stock and may include specific information

- 2 such as age, condition, type, market value, occupancy, and
- 3 historical characteristics of all the housing within the
- 4 municipality. The comprehensive plan or land development
- 5 regulations may identify specific policies and programs that
- 6 promote the development of new housing and maintenance or
- 7 rehabilitation of existing housing and that provide a range of
- 8 housing choices that meet the needs of the residents of the
- 9 municipality.
- 10 e. Objectives, policies, and programs to guide future
- 11 development of utilities such as sanitary sewer service,
- 12 storm water management, water supply, solid waste disposal,
- 13 wastewater treatment technologies, recycling facilities,
- 14 telecommunications facilities, power generating plants, and
- 15 transmission lines. The comprehensive plan or land development
- 16 regulations may include estimates regarding future demand for
- 17 such utility services.
- 18 f. Objectives, policies, and programs to guide the future
- 19 development of a safe, convenient, efficient, and economical
- 20 transportation system. Plans for such a transportation system
- 21 may be coordinated with state and regional transportation
- 22 plans and take into consideration the need for diverse modes
- 23 of transportation, accessibility, and interconnectivity of the
- 24 various modes of transportation.
- 25 g. Objectives, policies, and programs to promote the
- 26 stabilization, retention, or expansion of economic development
- 27 and employment opportunities. The comprehensive plan or land
- 28 development regulations may include an analysis of current
- 29 industries and economic activity and identify economic growth
- 30 goals for the municipality. The comprehensive plan or land
- 31 development regulations may also identify locations for future
- 32 brownfield or grayfield development.
- 33 h. Objectives, policies, and programs addressing
- 34 preservation and protection of agricultural and natural
- 35 resources. The comprehensive plan or land development

- 1 regulations may address issues relating to groundwater,
- 2 forests, agricultural areas, environmentally sensitive areas,
- 3 threatened and endangered species, stream corridors, surface
- 4 water, floodplains, woodlands, wetlands, wildlife habitats,
- 5 open spaces, and parks.
- 6 i. Objectives, policies, and programs to assist future
- 7 development of educational facilities, cemeteries, health
- 8 care facilities, child care facilities, law enforcement and
- 9 fire protection facilities, libraries, and other governmental
- 10 facilities that are necessary or desirable to meet the
- 11 projected needs of the municipality.
- 12 j. Objectives, policies, and programs to identify
- 13 characteristics and qualities that make the municipality unique
- 14 and that are important to the municipality's heritage and
- 15 quality of life.
- 16 k. Objectives, policies, and programs that identify the
- 17 natural and other hazards that have the greatest likelihood of
- 18 impacting the municipality as such hazards relate to land use
- 19 and development decisions, as well as the steps necessary to
- 20 mitigate risk consistent with the local hazard mitigation plan
- 21 approved by the federal emergency management agency.
- 22 1. Objectives, policies, and programs for joint planning
- 23 and joint decision making with other municipalities or
- 24 governmental entities, including school districts and drainage
- 25 districts, for siting and constructing public facilities and
- 26 sharing public services. The comprehensive plan or land
- 27 development regulations may identify existing or potential
- 28 conflicts between the municipality and other local governments
- 29 related to future development of the municipality and may
- 30 include recommendations for resolving such conflicts. The
- 31 comprehensive plan or land development regulations may
- 32 also identify opportunities to collaborate and partner with
- 33 neighboring jurisdictions and other entities in the region for
- 34 projects of mutual interest.
- 35 m. A compilation of programs and specific actions necessary

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1 to implement any provision of the comprehensive plan, including

- 2 changes to any applicable land development regulations,
- 3 official maps, or subdivision ordinances.
- 4 Sec. 3. Section 28I.4, Code 2009, is amended to read as
- 5 follows:
- 6 28I.4 Powers and duties.
- 7 l. The commission shall have the power and duty to
- 8 make comprehensive studies and plans for the development
- 9 of the area it serves which will guide the unified
- 10 development of the area and which will eliminate planning
- 11 duplication and promote economy and efficiency in the
- 12 co-ordinated coordinated development of the area and the
- 13 general welfare, convenience, safety, and prosperity of its
- 14 people. The plan or plans collectively shall be known as
- 15 the regional or metropolitan development plan. The plans
- 16 for the development of the area may $include_{\tau}$ but shall not
- 17 be limited to τ recommendations with respect to existing
- 18 and proposed highways, bridges, airports, streets, parks
- 19 and recreational areas, schools and public institutions and
- 20 public utilities, public open spaces, and sites for public
- 21 buildings and structures; districts for residence, business,
- 22 industry, recreation, agriculture, and forestry; water supply,
- 23 sanitation, drainage, protection against floods and other
- 24 disasters; areas for housing developments, slum clearance
- 25 and urban renewal and redevelopment; location of private
- 26 and public utilities, including but not limited to sewerage
- 27 and water supply systems; and such other recommendations
- 28 concerning current and impending problems as may affect the
- 29 area served by the commission. Time and priority schedules and
- 30 cost estimates for the accomplishment of the recommendations
- 31 may also be included in the plans. The plans shall be made
- 32 with consideration of the smart planning principles under
- 33 section 18B.1. The plans shall be based upon and include
- 34 appropriate studies of the location and extent of present
- 35 and anticipated populations; social, physical, and economic

- 1 resources, problems and trends; and governmental conditions and
- 2 trends. The commission is also authorized to make surveys,
- 3 land-use studies, and urban renewal plans, provide technical
- 4 services and other planning work for the area it serves and
- 5 for cities, counties, and other political subdivisions in
- 6 the area. A plan or plans of the commission may be adopted,
- 7 added to, and changed from time to time by a majority
- 8 vote of the planning commission. The plan or plans may in
- 9 whole or in part be adopted by the governing bodies of the
- 10 co-operating cooperating cities and counties as the general
- 11 plans of such cities and counties. The commission may also
- 12 assist the governing bodies and other public authorities or
- 13 agencies within the area it serves in carrying out any regional
- 14 plan or plans, and assist any planning commission, board or
- 15 agency of the cities and counties and political subdivisions
- 16 in the preparation or effectuation of local plans and planning
- 17 consistent with the program of the commission. The commission
- 18 may co-operate cooperate and confer, as far as possible, with
- 19 planning agencies of other states or of regional groups of
- 20 states adjoining its area.
- 21 2. A planning commission formed under the provisions of
- 22 this chapter shall, upon designation as such by the governor,
- 23 serve as a district, regional, or metropolitan agency for
- 24 comprehensive planning for its area for the purpose of carrying
- 25 out the functions as defined for such an agency by federal,
- 26 state, and local laws and regulations.
- Sec. 4. Section 329.3, Code 2009, is amended to read as
- 28 follows:
- 29 329.3 Zoning regulations powers granted.
- 30 Every municipality having an airport hazard area within
- 31 its territorial limits may adopt, administer, and enforce
- 32 in the manner and upon the conditions prescribed by this
- 33 chapter, zoning regulations for such airport hazard area,
- 34 which regulations may divide such area into zones and, within
- 35 such zones, specify the land uses permitted, and regulate

- 1 and restrict, for the purpose of preventing airport hazards,
- 2 the height to which structures and trees may be erected or
- 3 permitted to grow. Regulations adopted under this chapter
- 4 shall be made with consideration of the smart planning
- 5 principles under section 18B.1.
- 6 Sec. 5. Section 335.5, Code 2009, is amended to read as
- 7 follows:
- 8 335.5 Objectives.
- 9 1. The regulations shall be made in accordance with a
- 10 comprehensive plan and designed to preserve the availability
- 11 of agricultural land; to consider the protection of soil
- 12 from wind and water erosion; to encourage efficient urban
- 13 development patterns; to lessen congestion in the street or
- 14 highway; to secure safety from fire, flood, panic, and other
- 15 dangers; to protect health and the general welfare; to provide
- 16 adequate light and air; to prevent the overcrowding of land;
- 17 to avoid undue concentration of population; to promote the
- 18 conservation of energy resources; to promote reasonable access
- 19 to solar energy; and to facilitate the adequate provision of
- 20 transportation, water, sewerage, schools, parks, and other
- 21 public requirements. However, provisions of this section
- 22 relating to the objectives of energy conservation and access
- 23 to solar energy shall not be construed as voiding any zoning
- 24 regulation existing on July 1, 1981, or to require zoning in a
- 25 county that did not have zoning prior to July 1, 1981.
- 26 2. Such The regulations shall be made with reasonable
- 27 consideration, among other things, as to the character of the
- 28 area of the district and the peculiar suitability of such area
- 29 for particular uses, and with a view to conserving the value
- 30 of buildings and encouraging the most appropriate use of land
- 31 throughout such county.
- 32 3. The regulations shall be made with consideration of the
- 33 smart planning principles under section 18B.1 and may include
- 34 the information specified in section 18B.2, subsection 2.
- 1 Sec. 6. Section 414.3, Code 2009, is amended to read as

- 2 follows:
- 3 414.3 Basis of regulations.
- 4 l. The regulations shall be made in accordance with a
- 5 comprehensive plan and designed to preserve the availability of
- 6 agricultural land; to consider the protection of soil from wind
- 7 and water erosion; to encourage efficient urban development
- 8 patterns; to lessen congestion in the street; to secure safety
- 9 from fire, flood, panic, and other dangers; to promote health
- 10 and the general welfare; to provide adequate light and air; to
- 11 prevent the overcrowding of land; to avoid undue concentration
- 12 of population; to promote the conservation of energy resources;
- 13 to promote reasonable access to solar energy; and to facilitate
- 14 the adequate provision of transportation, water, sewerage,
- 15 schools, parks, and other public requirements. However,
- 16 provisions of this section relating to the objectives of energy
- 17 conservation and access to solar energy do not void any zoning
- 18 regulation existing on July 1, 1981, or require zoning in a
- 19 city that did not have zoning prior to July 1, 1981.
- Such The regulations shall be made with reasonable
- 21 consideration, among other things, as to the character of the
- 22 area of the district and the peculiar suitability of such area
- 23 for particular uses, and with a view to conserving the value
- 24 of buildings and encouraging the most appropriate use of land
- 25 throughout such city.
- 26 3. The regulations shall be made with consideration of the
- 27 smart planning principles under section 18B.1 and may include
- 28 the information specified in section 18B.2, subsection 2.
- 29 Sec. 7. IOWA SMART PLANNING TASK FORCE.
- 30 1. An Iowa smart planning task force is established
- 31 consisting of twenty-seven voting members and four ex officio,
- 32 nonvoting members.
- 33 2. Members of the task force shall consist of all of the
- 34 following:
- 35 a. Thirteen state agency director or administrator members
- 1 consisting of all of the following:

- 2 (1) The director of the department on aging or the 3 director's designee.
- 4 (2) The director of the department of economic development 5 or the director's designee.
- 6 (3) The secretary of agriculture and land stewardship or the 7 secretary's designee.
- 8 (4) The director of the department of cultural affairs or 9 the director's designee.
- 10 (5) The director of the department of public health or the 11 director's designee.
- 12 (6) The director of the department of management or the 13 director's designee.
- 14 (7) The director of the department of natural resources or 15 the director's designee.
- 16 (8) The director of the department of workforce development 17 or the director's designee.
- 18 (9) The director of the office of energy independence or the 19 director's designee.
- 20 (10) The director of the department of transportation or the 21 director's designee.
- 22 (11) The administrator of the homeland security and
- 23 emergency management division of the department of public
- 24 defense or the administrator's designee.
- 25 (12) The director of the rebuild Iowa office or the
- 26 director's designee.
- 27 (13) The state building code commissioner or the
- 28 commissioner's designee.
- 29 b. Director of community and economic development at Iowa
- 30 state university extension or the director's designee.
- 31 c. Director of the urban and regional planning program at
- 32 the university of Iowa or the director's designee.
- 33 d. Director of the institute for decision making at the
- 34 university of northern Iowa or the director's designee.
- e. President of the Iowa chapter of the American planning lassociation or the president's designee.

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- 2 f. Executive director of the Iowa association of regional 3 councils or the executive director's designee.
- 4 g. President of the Iowa chapter of the American institute5 of architects or the president's designee.
- 6 h. Executive director of the Iowa league of cities or the 7 executive director's designee.
- 8 i. Executive director of the Iowa state association of 9 counties or the executive director's designee.
- 10 j. A representative appointed by the governor from a city 11 having a population of five thousand or less according to the 12 latest preceding certified federal census.
- 13 k. A representative appointed by the governor from a
 14 city having a population of more than five thousand and less
 15 than twenty-five thousand according to the latest preceding
 16 certified federal census.
- 17 l. A representative appointed by the governor from a city 18 having a population of twenty-five thousand or more according 19 to the latest preceding certified federal census.
- 20 m. A representative appointed by the governor from a county 21 having a population of ten thousand or less according to the 22 latest preceding certified federal census.
- 23 n. A representative appointed by the governor from a county 24 having a population of more than ten thousand and less than 25 fifty thousand according to the latest preceding certified 26 federal census.
- 27 o. A representative appointed by the governor from a county 28 having a population of fifty thousand or more according to the 29 latest preceding certified federal census.
- 30 3. The task force shall include four members of the general assembly serving as ex officio, nonvoting members, with not 32 more than one member from each chamber being from the same 33 political party. The two senators shall be appointed one each 34 by the majority leader of the senate after consultation with 35 the president of the senate, and by the minority leader of the 1 senate. The two representatives shall be appointed one each by

- 2 the speaker of the house of representatives after consultation
- 3 with the majority leader of the house of representatives, and
- 4 by the minority leader of the house of representatives.
- The task force may establish committees and
- 6 subcommittees comprised of members of the task force.
- 7 5. Members of the task force designated in subsection 2,
- 8 paragraphs j'' through o'' shall serve at the pleasure of the 9 governor.
- 10 6. A vacancy on the task force shall be filled in the same 11 manner as the original appointment.
- 12 7. a. A majority of the members of the task force
- 13 constitutes a quorum. Any action taken by the task force
- 14 must be adopted by the affirmative vote of a majority of its
- 15 membership. A task force member's designee may vote on task
- 16 force matters in the absence of the member.
- 17 b. The task force shall elect a chairperson and vice
- 18 chairperson from the membership of the task force.
- 19 c. The task force shall meet at least four times before
- 20 November 15, 2010. Meetings of the task force may be called
- 21 by the chairperson or by a majority of the members. However,
- 22 the first meeting of the task force shall be called by the
- 23 governor.
- 24 d. Members of the task force shall not be compensated for
- 25 meeting participation or reimbursed for costs associated with
- 26 meeting attendance. A legislative member is not eligible for
- 27 per diem and expenses as provided in section 2.10.
- 28 8. The rebuild Iowa office and the department of management
- 29 shall provide staff assistance and administrative support to
- 30 the task force.
- 31 9. The task force shall comply with the requirements of
- 32 chapters 21 and 22. The rebuild Iowa office shall be the
- 33 official repository of task force records.
- 34 10. The duties of the task force shall include but are not
- 35 limited to the following:
 - 1 a. Consult land use experts, representatives of cities

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- 2 and counties, agricultural and environmental interests, urban
- 3 and regional planning experts, reports or information from
- 4 the local government innovation commission, and all other
- 5 information deemed relevant by task force members.
- 6 b. Solicit information from the general public on matters
- 7 related to comprehensive planning.
- 8 c. Evaluate state policies, programs, statutes, and rules
- 9 to determine whether any state policies, programs, statutes, or
- 10 rules should be revised to integrate the Iowa smart planning
- 11 principles under section 18B.1.
- 12 d. Develop statewide goals for comprehensive planning that
- 13 utilize the Iowa smart planning principles under section 18B.1,
- 14 and develop recommendations for a process to measure progress
- 15 toward achieving those goals.
- 16 e. Evaluate and develop incentives to conduct comprehensive
- 17 planning, including but not limited to state financial and
- 18 technical assistance.
- 19 f. Develop a model for regional comprehensive planning
- 20 within the state and recommend partnerships between state
- 21 agencies, local governments, educational institutions, and
- 22 research facilities.
- 23 g. Develop recommendations for administration of a state
- 24 comprehensive planning program that operates consistently with
- 25 the Iowa smart planning principles under section 18B.1 and that
- 26 does all of the following:
- 27 (1) Coordinates, facilitates, and centralizes the exchange
- 28 of information related to state and local planning, zoning, and
- 29 development between state agencies and the general assembly.
- 30 (2) Establishes infrastructure investment goals.
- 31 (3) Coordinates discussions concerning a proposed
- 32 geographic information system between the producers and the
- 33 users of such systems.
- 34 (4) Allows the efficient production and dissemination of
- 35 population and other demographic statistical forecasts.
- 1 (5) Creates a centralized electronic storage location for

- 2 all comprehensive plans adopted under chapter 335 or chapter 3 414.
- 4 (6) Facilitates the cooperation of state and local
- 5 governments with comprehensive planning, educational, and
- 6 research programs.
- 7 (7) Provides and administers technical and financial
- 8 assistance for state and local comprehensive planning.
- 9 (8) Provides information to local governments relating
- 10 to state and federal resources and other resources for
- 11 comprehensive planning.
- 12 ll. The task force shall prepare a report that includes
- 13 goals, recommendations, and other information described in
- 14 subsection 10, to the governor and the general assembly on or
- 15 before November 15, 2010.
- 16 EXPLANATION
- 17 This bill creates new Code section 18B.1, which establishes
- 18 ten smart planning principles. State agencies, local
- 19 governments, and other public entities are required to
- 20 consider and may apply the principles during all appropriate
- 21 planning, zoning, development, and resource management
- 22 decisions. The smart planning principles encourage
- 23 collaboration with other groups and individuals, identify
- 24 the importance of efficiency, transparency, and consistency,
- 25 advise the use of clean and renewable energy, advise the
- 26 use of energy-efficient and sustainable design options,
- 27 encourage occupational, transportation, and housing diversity,
- 28 encourage revitalization, identify the importance of community
- 29 character, and encourage decisions that will protect natural
- 30 and agricultural resources.
- 31 Municipalities, defined as a city or a county in new
- 32 Code section 18B.2, are also directed to consider the smart
- 33 planning principles if the municipality develops or amends a
- 34 comprehensive plan under Code chapter 335 or Code chapter 414,
- 35 as applicable.
- 1 Under new Code section 18B.2, a municipality may also

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- 2 consider including certain specified information in any such
- 3 comprehensive plan or other land development regulations.
- 4 The list of items specified in the bill includes information
- 5 relating to public participation during the creation of the
- 6 plan, objectives, policies, goals, and programs relating to
- 7 utilities, housing, transportation, economic development,
- 8 employment, protection of agricultural and natural resources,
- 9 future development of certain specified public facilities,
- 10 characteristics unique to the municipality, and natural or
- 11 other hazards. A comprehensive plan or land development
- 12 regulations may also include information relating to joint
- 13 planning and joint decision making with other governmental
- 14 entities. The bill provides that a comprehensive plan may
- 15 include a compilation of programs and specific actions to be
- 16 completed, including changes to any applicable land development
- 17 regulations, official maps, or subdivision ordinances that are
- 18 necessary to implement any provision of the plan.
- 19 The bill establishes an Iowa smart planning task force
- 20 consisting of 27 voting members and four ex officio, nonvoting
- 21 members from the general assembly. The voting members consist
- 22 of the heads of 13 specified state agencies and 14 other
- 23 members from specified academic programs, governmental entities
- 24 and organizations, and industry associations. Members of the
- 25 task force, other than those who are the head of a state agency
- 26 or from specified programs, organizations, and associations,
- 27 serve at the pleasure of the governor. Vacancies on the
- 28 task force are filled in the same manner as the original
- 29 appointment.
- 30 The task force is required to meet at least four times before
- 31 November 15, 2010. The bill authorizes the task force to
- 32 establish committees and subcommittees. Members of the task
- 33 force are not compensated for meeting participation and are
- 34 not reimbursed for costs associated with meeting attendance.
- 35 The rebuild Iowa office and the department of management are
- 1 required to provide staff assistance and administrative support

- 2 to the task force. The task force is required to comply with
- 3 the requirements of Code chapters 21 and 22, relating to
- 4 meetings and public records.
- 5 The bill requires the task force to consult land use experts,
- 6 representatives of cities and counties, agricultural and
- 7 environmental interests, urban and regional planning experts,
- 8 reports or information from the local government innovation
- 9 commission, and all other information deemed relevant by
- 10 task force members. The task force is also required to
- 11 solicit information from the public on matters related to
- 12 comprehensive planning, evaluate state policies, programs,
- 13 statutes, and rules to determine whether any state policies,
- 14 programs, statutes, or rules should be revised to integrate the
- 15 Iowa smart planning principles, develop statewide goals for
- 16 comprehensive planning that utilize the Iowa smart planning
- 17 principles, and develop recommendations for a process to
- 18 measure progress toward achieving those goals.
- 19 The task force is further directed to evaluate and develop
- 20 methods to incentivize comprehensive planning, develop a
- 21 model for regional comprehensive planning within the state,
- 22 and develop recommendations for administration of a state
- 23 comprehensive planning program that operates consistently with
- 24 the Iowa smart planning principles.
- 25 The bill requires the task force to prepare a report that
- 26 includes goals, recommendations, and other information and
- 27 submit it to the governor and general assembly on or before
- 28 November 15, 2010.